IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITON NO.4575 OF 2005

M/s.Zenith Enterprises .. Petitioner
V/s
Union of India & Ors. .. Respondents.

Mr.S.N.Kantawala i/by Mr.Yogesh Rohira for Petitioner.
Mr.H.V.Mehta with Mr.Kiran Kandpile for Respondents.

CORAM: S.RADHAKRISHNAN &
J.H.BHATIA, JJ.

DATE : 14/07/2005.

P.C.:

1. Heard the learned Counsel for the parties. Mr.Kantawala, the learned Counsel for the Petitioner submits that during the pendency of the matter before the Settlement Commissioner, the Petitioner may be allowed to take the seized goods, which are warehoused. Mr.Mehta, the learned Counsel for the Respondents also states that the rule permits such clearance.

2. Under these circumstances, Rule is made absolute in terms of prayer clause (b). As far as prayer clause (a) is concerned, the learned Counsel for the Petitioner states that the Petitioner will be processing the same with the appropriate Authority. Writ Petition stands disposed of in the above terms.

(S.RADHAKRISHNAN J.)

(J.H.BHATIA J.)